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In Re Applications of:)
COLLEGE OF SOUTHERN IDAHO,) MM DOCKET No.: 96-91
Licensee of Station KEZJ (AM))
Twin Falls, Idaho)
Order to Show Cause Why the)
License for Station KEZJ (AM),)
Twin Falls, Idaho, Should Not)
be Revoked)

C O R R E C T E D C O P Y

Volume: 1
Pages: 1 through 23
Place: Washington, D. C.
Date: July 30, 1996

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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OFFICE OF SECRETARY

In Re Applications of:)
) MM DOCKET No.: 96-91
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be Revoked)

Room 3
FCC Building
2000 L Street, N.W.
Washington, D.C.

Tuesday,
July 30, 1996

The parties met, pursuant to the notice of the
Judge, at 1:28 p.m.

BEFORE: HON. ARTHUR STEINBERG
Administrative Law Judge

APPEARANCES:

On behalf of Federal Communications Commission:

ROBERT A. ZAUNER, ESQ.
Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W., Room 7212
Washington, D.C. 20554
(202) 418-1796

On behalf of Licensee:

KENNETH CAMPBELL
College of Southern Idaho
Department of Instructional Programming
Twin Falls, Idaho 83303
(208) 733-7512

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I N D E X

<u>WITNESSES:</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>	<u>VOIR DIRE</u>
None					

EXHIBITS:

None

Hearing Began: 1:28 p.m. Hearing Ended: 1:59 p.m.

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P R O C E E D I N G S

1:28 P.M.

JUDGE STEINBERG: We're on the record.

This is a prehearing conference in MM Docket No. 96-91 involving an Order to Show Cause why the license for Station KEZJ (AM), Twin Falls, Idaho, issued to the College of Southern Idaho should not be revoked.

The case was designated for hearing on April 16th, 1996; by order released on April 22nd, 1996, the Chief Administrative Law Judge assigned the case to me.

The College filed a Notice of Appearance, and it was a bit late, but they requested I accept it and the Notice of Appearance was accepted by order released on July 16th, 1996. In that same order, a prehearing conference was scheduled for today and the College was permitted to participate by speakerphone, and I will note for the record that they are participating by speakerphone.

Appearing on behalf of the College of Southern Idaho is Kenneth Campbell, C-A-M-P-B-E-L-L, who is Director of Information Technology at the College of Southern Idaho.

Is that correct, Mr. Campbell?

MR. CAMPBELL: Yes, it is.

JUDGE STEINBERG: And appearing on behalf of the Chief, Mass Media Bureau, is Robert Zauner.

Is that correct, Mr. Zauner?

1 MR. ZAUNER: That is correct.

2 JUDGE STEINBERG: Okay. Briefly, the purpose of
3 the meeting today is to schedule procedural dates; that is,
4 the dates of the hearing and the exhibit exchange, et
5 cetera. But, before we get to that, there are some
6 preliminary matters I'd like to take up.

7 And just for the record, according to my records,
8 there are no pleadings pending in this proceeding, so there
9 is nothing awaiting any ruling by me. Is that correct,
10 Mr. Zauner?

11 MR. ZAUNER: That's correct as far as I know.

12 JUDGE STEINBERG: Mr. Campbell?

13 MR. CAMPBELL: That's correct as far as I know.

14 JUDGE STEINBERG: The next thing I want to discuss
15 is settlement. I think -- just by way of background,
16 earlier on in the year and if you'll hold on a second, I'll
17 get the date, there was a telephone conference call which
18 took place on May 31st, 1996. And I think, Mr. Campbell,
19 were you in the room --

20 MR. CAMPBELL: I have been on a couple. I don't
21 recall whether that date, but I believe so.

22 JUDGE STEINBERG: And, also, I participated in Mr.
23 Zauner's predecessor, Mr. Mastando, M-A-S-T-A-N-D-O,
24 participated. And there was some discussion about the
25 possibility of settling this case along the lines of the

1 licensee wanted to get the station up and running by a
2 certain date and there was possibility of entering into
3 consent agreements and stuff like that. But from what I
4 understand through other cases of this nature that I have
5 handled, settlements of that nature are no longer possible.

6 Is that correct, Mr. Zauner?

7 MR. ZAUNER: That's correct, Your Honor.

8 JUDGE STEINBERG: So that basically we have to put
9 some kind of evidence in the record and have some kind of
10 hearing in order for this license to be continued. Is that
11 correct?

12 MR. ZAUNER: That's correct.

13 JUDGE STEINBERG: What happened to change the
14 Bureau's mind about settling, I'm not privy to and it is
15 really none of my business except for the fact that a
16 settlement along the nature of, "You put the station back on
17 the air and everything will be okay," I don't think that's
18 possible anymore.

19 MR. ZAUNER: That is not possible any longer.

20 JUDGE STEINBERG: Okay. Do you understand that,
21 Mr. Campbell?

22 MR. CAMPBELL: Yes, I do. I'm disappointed to
23 hear that, but I understand it.

24 JUDGE STEINBERG: Well, you're not the only one in
25 the room disappointed. I'm disappointed and the possibility

1 of Mr. Zauner being disappointed, too. But I won't speak
2 for him. But that's policy made in the Bureau at a much
3 higher level than Mr. Zauner's level through whatever
4 reasons were deemed to be sufficient to make such a
5 decision. I kind of think it's shortsighted, but it is not
6 my call.

7 So, basically, something is going to have to be
8 done. The licensee is basically going to have to meet the
9 issues in this case; namely, it is going to have to show
10 that it has the capability and intent expeditiously to
11 resume broadcast operations. It is going to have to meet
12 the questions as to whether or not Section 73.1740 and 1750
13 of the rules were violated and it's going to have to show
14 that it is qualified to remain a licensee. But we can get
15 to the ways of meeting that showing later.

16 While we're on the issues, are there any questions
17 to the scope of the issues, Mr. Campbell? In other words,
18 what you would have to show?

19 MR. CAMPBELL: Well, I guess we'll get into some
20 of the details of what we'll have to show. Is that correct?

21 JUDGE STEINBERG: Well, basically, the way I look
22 at it is you have to explain why the station went silent to
23 begin with. What were the reasons causing it to go silent,
24 how long it's been silent, what steps are being taken to put
25 the station back on the air, and the capability of the

1 College to resume operations. And by capability, namely, if
2 you went off the air for money reasons, do you have the
3 money to get back on the air and keep to a regular broadcast
4 schedule for, you know, not for a day or a week but for --

5 MR. ZAUNER: The indefinite future.

6 JUDGE STEINBERG: -- the indefinite future.

7 MR. CAMPBELL: Uh-huh. (Affirmative.)

8 JUDGE STEINBERG: How you would show that is up to
9 you. It could be through written submissions. It could be
10 through oral testimony. It could be -- well, I don't know.
11 I can't tell you how to meet your case. But, basically, you
12 would have to show that you could do that to the best of
13 your ability.

14 MR. CAMPBELL: Okay. And, Your Honor, I don't
15 know the exact protocol, but I'm prepared to talk about it.
16 We're actually at the point where we could go on the air
17 right now. I'm awaiting a copy of the current license so
18 that we can go by the letter of it. But I think we've made
19 all of the steps necessary to resume operations.

20 So, as I understand it, then, what would remain
21 would be to show why it was silent and the capability to
22 maintain the operation once we resume it.

23 JUDGE STEINBERG: Correct.

24 Is that right? Do you want to add something, Mr.
25 Zauner?

1 MR. ZAUNER: Yes. I think that is correct. I did
2 take a look yesterday at their request from somebody from
3 the College for the license and was unable to locate it. I
4 do have some documents which may be of use to you and I am
5 going to be meeting with somebody from the AM area to see
6 whether we've got what we need to send to you, so you should
7 be hearing from me, shortly.

8 MR. CAMPBELL: Great.

9 MR. ZAUNER: Let me just say one other thing while
10 I've got it on my mind. We are talking about a hearing
11 coming up in the future. Part of the Commission's rules
12 permit the filing of a Motion for Summary Decision. Motion
13 for Summary Decision has to be filed under the rules I
14 believe it is 20 days prior to the date of hearing. I would
15 think that the kind of information that we're talking about
16 here might be amenable to a Motion for Summary Decision.
17 And if you were to file such a motion and if such a motion
18 were to be granted, that would shortcut the need for a
19 hearing. In other words, it wouldn't be necessary for
20 somebody from the College or witnesses from the College to
21 come here to Washington, D.C., to testify. So I think you
22 might want to take a look at filing such a motion.

23 MR. CAMPBELL: So if we provide evidence on the
24 points that we've been talking about in the form of this
25 motion that it may preclude the need to have the hearing.

1 Is that what I'm understanding?

2 MR. ZAUNER: That is correct. And it would be a
3 Motion for Summary Decision and it would set out the
4 information that you have concerning the matters stated by
5 the Judge that you would have to show information on.

6 MR. CAMPBELL: Okay.

7 MR. ZAUNER: And if you have -- you might want to
8 attach affidavits to the Motion for Summary Decision. You
9 might want to attach whatever documents you have, official
10 documents in support of whatever arguments you're making.
11 For example, if you are arguing that you have sufficient
12 money now to put the station on the air and that money comes
13 from a grant from the State of Idaho, you might want to put
14 a copy of the grant letter attached to the Motion for
15 Summary Decision.

16 If you have statements concerning your intent to
17 put the station on the air and make the school part -- make
18 the station part of the school's educational curriculum, you
19 might want to have a statement by an official at the school
20 attesting to that fact. And any statements that you have in
21 support should be under oath. That doesn't mean they have
22 to be sworn before a Notary, but they should at least state
23 that they are being submitted under penalty of perjury.

24 MR. CAMPBELL: Okay.

25 MR. ZAUNER: Those words are magic, "Under penalty

1 of perjury." I will repeat them. "Under penalty of
2 perjury."

3 MR. CAMPBELL: Okay. I've got that down.

4 One point of clarification. The station was never
5 in operation under the College. It was given to the College
6 and it was black at that point, so it wasn't as if we had it
7 and then were unable to maintain broadcast. So just so that
8 that's clear.

9 JUDGE STEINBERG: See, that's something that you
10 would set forth in the motion. All the history and the
11 background and, you know, why -- what steps you've taken to
12 put it on the air. And I don't think it could hurt to
13 actually put the thing on the air.

14 MR. CAMPBELL: Okay. I've been trying to be real
15 cautious on that so that we made sure that everything was --
16 all the i's were dotted on this.

17 JUDGE STEINBERG: Well, you know, you've got a
18 license, so you are authorized to do that.

19 MR. ZAUNER: Correct.

20 MR. CAMPBELL: Well, actually, yesterday I found
21 that I didn't have a copy of the original license and that's
22 what held us up from doing anything yesterday. But I think
23 I've been working with Mr. Zauner in trying to resolve that.

24 MR. ZAUNER: Just one other thing I want to say.
25 If you do file the Motion for Summary Decision, that does

1 not necessarily mean that the Bureau is going to support
2 such a motion. We may oppose such a motion. But what I'm
3 saying is that -- what I am really doing is just alerting
4 you to the fact that you can file such a motion and that if
5 such a motion is granted, it would shortcircuit the need for
6 a hearing.

7 MR. CAMPBELL: Okay. I appreciate that. I think
8 that's probably the course of action we will attempt.

9 JUDGE STEINBERG: Okay. Let me see. I don't
10 think anybody is going to do any discovery. Am I correct?

11 MR. ZAUNER: That is correct, I believe.

12 JUDGE STEINBERG: Mr. Campbell, do you know what
13 discovery is?

14 MR. CAMPBELL: I would appreciate your informing
15 me.

16 JUDGE STEINBERG: It is basically a legal
17 mechanism by which you attempt to get at whatever factual
18 information the other party has that might be adverse to
19 you. I think in this case, the only information that the
20 Bureau has is that you have been off the air since December
21 12th -- December 16th, 1993, and that your STA expired
22 February 2nd, 1996. Is that correct? Is that correct that
23 that's just about the only information the Bureau has?

24 MR. ZAUNER: I really wouldn't want to say that at
25 this point. I inherited this case from Mr. Mastando and I

1 am not really fully knowledgeable of all the ins and outs of
2 it. But at least what you're stating, Your Honor, is the
3 information that's in the Hearing Designation Letter.

4 JUDGE STEINBERG: Yes.

5 MR. ZAUNER: So I would presume at least that much
6 is true.

7 JUDGE STEINBERG: You know, the Bureau in cases
8 like these, the Bureau generally doesn't possess all the
9 facts that the licensee knows. It is usually the Bureau
10 that does a lot of discovery against the licensee to try to
11 get facts out of the licensee and in this case I don't think
12 the Bureau did any independent investigation.

13 MR. ZAUNER: No.

14 JUDGE STEINBERG: Or anything like that. But
15 there are provisions of the Commission's rules which govern
16 discovery. For instance, interrogatories, depositions,
17 requests for admissions and stuff like that; but it is
18 pretty technical.

19 MR. CAMPBELL: Your Honor, I wouldn't see any
20 reason for the College to pursue discovery.

21 JUDGE STEINBERG: Okay. I'm not going to talk
22 about any discovery anymore, but I have it on my agenda, so
23 I thought I'd just mention it.

24 I'm trying to think of the number. I think it's
25 1.251. Is that the Summary Decision rule? It's been so

1 long -- have you got access to a copy of the Commission's
2 rules?

3 MR. CAMPBELL: Are you speaking to me, Your Honor?

4 JUDGE STEINBERG: Yes, Mr. Campbell.

5 MR. CAMPBELL: No, I do not at this point.

6 JUDGE STEINBERG: Then, maybe, Mr. Zauner, can you
7 Xerox a copy of the rule and send it to him along with the
8 license?

9 MR. ZAUNER: Yes, I could fax him a copy of it.

10 JUDGE STEINBERG: Yes.

11 MR. ZAUNER: Do you want to give me your fax
12 number again?

13 MR. CAMPBELL: Yes. It's Area (208) 736-3015.

14 MR. ZAUNER: (208) 736-3015.

15 MR. CAMPBELL: Correct.

16 JUDGE STEINBERG: When you get a copy of the
17 Summary Decision rule, you can read it over and maybe if you
18 have any questions, Mr. Zauner could help you with me,
19 answer them if he's willing.

20 MR. ZAUNER: We'll see what the questions are.

21 JUDGE STEINBERG: Okay. Let me ask, Mr. Campbell,
22 is there anything else we need to talk about before we talk
23 about dates, procedural dates?

24 MR. CAMPBELL: I don't guess so, Your Honor. I
25 mean I have some -- I could enter into discussion about some

1 of the evidence, but I suppose that makes more sense just
2 putting it in the form of the motion.

3 JUDGE STEINBERG: Well, if you want to clarify
4 anything while we're all here, this might be the last time
5 we're all here unless we have another conference.

6 MR. CAMPBELL: Well, I guess for the record I'd
7 like to state that the College has put out some money and
8 resources to establish lines to our transmitter, has entered
9 into an agreement with local public radio to provide
10 programming and is also pursuing putting a mass
11 communications program in place that would facilitate
12 operations on the radio station. So I think the College is
13 certainly moving ahead trying to put it in operation and get
14 everything in place to satisfy the FCC.

15 JUDGE STEINBERG: Okay. That sounds like
16 something that should all be put in the motion and supported
17 by the proper affidavits or declarations under penalty of
18 perjury.

19 MR. CAMPBELL: Okay.

20 JUDGE STEINBERG: Let me get to the dates. I'm
21 going to propose that we schedule the hearing for September
22 18th. The reason -- let me just leave it at that. Is
23 September 18th realistic, Mr. Campbell, do you think?

24 Which means the Motion for Summary Decision would
25 be due basically the end of August.

1 MR. CAMPBELL: Late August.

2 JUDGE STEINBERG: Yes.

3 MR. CAMPBELL: I think we can meet that schedule.

4 JUDGE STEINBERG: Or would you be more comfortable
5 like moving it back to October 1st or something and that way
6 you can have until basically after Labor Day.

7 MR. CAMPBELL: Yes. We're starting up our new
8 semester over the next four weeks, so it probably would be
9 better, beneficial to us if it was a little later than that.

10 JUDGE STEINBERG: All right. October 1st.

11 MR. ZAUNER: Okay.

12 JUDGE STEINBERG: And then from that dates we
13 generate other dates. We have -- let me just see. We'll
14 have exhibit exchange on September 17th. We will have
15 notification of witnesses desired for cross-examination,
16 September 20th. I'll explain these a little in a minute.

17 MR. CAMPBELL: Okay.

18 JUDGE STEINBERG: And we will have objections to
19 witness notification September 24th. And just for
20 completion sake, completion of all discovery August 30th, if
21 there is any discovery.

22 Okay. I'll repeat all these. Basically, August
23 30th, 1996 -- all these dates are 1996 dates. August 30th,
24 if there is any discovery, all discovery has to be finished
25 by then; but since I don't anticipate any discovery, that

1 might turn out to be a meaningless date, but I'll set it
2 anyway.

3 On September 17th, the parties will exchange
4 exhibits. What that means is that you will marshall -- the
5 College will marshall its case. It will get its statements
6 from its witnesses under affidavit or declaration under
7 penalty of perjury, any documents it wants to rely on. If,
8 let's say, Mr. Campbell wants to testify and say that this
9 is the background, this is the history, this is what we're
10 doing, you reduce all that to writing and sign it and under
11 penalty of perjury or have it notarized. And then you
12 exchange it with the Bureau.

13 I'm going to rule that on September 17th, all
14 exhibits have to actually be received on that date so that
15 you should make arrangements and the Bureau should make
16 arrangements to get it into each other's hands by September
17 17th.

18 I'm going to put out an order summarizing these
19 dates and there's going to be a big long footnote on
20 exhibits. It's going to say, exhibits should be serial
21 numbered and paginated and put in a binder. What that means
22 is that you have Exhibit 1 will be, let's say, testimony of
23 Mr. Campbell, and that will be his testimony. And you have
24 a number on every page.

25 Exhibit 2 might be a balance sheet or a grant

1 letter. Exhibit 3 might be something else. Exhibit 4 might
2 be something else and you would put College of Southern
3 Idaho or College Exhibit 1, College Exhibit 3, et cetera.

4 And you would indicate who is sponsoring the
5 exhibit. For instance, Mr. Campbell, there might be a grant
6 letter from the state giving you funds. You might be the
7 one that is going to be sponsoring that which means you're
8 going to be the one that's going to be talking about it at
9 the hearing so that Mr. Zauner knows that if he has any
10 questions about it, he can ask them of you.

11 Do you kind of understand that?

12 MR. CAMPBELL: Yes, Your Honor.

13 JUDGE STEINBERG: Okay. Then on September 20th,
14 1996 -- the Bureau will do the same thing. If they have any
15 exhibits, they will send them to you. On September 20th,
16 you will tell the Bureau whether you want to cross-examine
17 any of its witnesses if it has any and they will tell you
18 whether they want to cross-examine any of your witnesses if
19 you have any.

20 For instance, if you get statements from four
21 different people, A, B, C, and D, and the Bureau says, "We
22 want to cross-examine A," that means if we have the hearing,
23 you don't have to bring B, C, and D to the hearing. You
24 only have to bring A and B, C, and D exhibit statements will
25 come in without them having to appear.

1 If the Bureau says we want A, B, C, and D, then
2 you have to bring A, B, C, and D to testify. You can make
3 such notification by telephone or fax. If oral notification
4 is given, you have to confirm it in writing.

5 We are breaking up a little here. How are you
6 doing over there?

7 MR. CAMPBELL: It's getting a little static, but
8 it's still clear.

9 JUDGE STEINBERG: Okay. Then we go to September
10 24th which will be objections to witness notification. What
11 that means is if the Bureau says we want A, B, C, and D to
12 come testify and you don't think that you need to bring C
13 and D, then you would respond to the Bureau and say, "We
14 don't have to bring C and D because."

15 And since we are dealing long distance, I think
16 that that should be faxed around and my fax number is (202)
17 418-0195. I don't think it will come to that, but I have to
18 set a date for that just in case.

19 MR. CAMPBELL: Okay.

20 JUDGE STEINBERG: Then on October 1st, we'll start
21 the hearing at 10:00 a.m. in the Commission's offices in
22 Washington, D.C., and that will be they are physically
23 located on the 2nd Floor of 2000 L Street, Northwest. If it
24 comes to an actual hearing, you can call my office ahead of
25 time and we will tell you exactly how to get here and where

1 we are because unless we tell you, you will never find it.
2 Which is like the FCC's secret weapon. We figure if we
3 can't be found, we're okay.

4 MR. CAMPBELL: Failure to appear.

5 JUDGE STEINBERG: That's right.

6 That's basically it. Do you have any questions
7 about any of the dates or what has to be done under those
8 dates?

9 MR. CAMPBELL: Not specifically about that,
10 although if we file this Motion for Summary Decision which
11 will be 20 days prior to the 1st, so I guess we're talking
12 September 10th or so, would we know the ruling on that
13 motion prior to some of these other dates?

14 JUDGE STEINBERG: The Bureau has --

15 MR. ZAUNER: 10 plus -- two weeks.

16 JUDGE STEINBERG: Two weeks. The Bureau has two
17 weeks within which to file a comment or an opposition, a
18 comment, a statement in support or whatever. So I would be
19 getting -- and I would ask them to hand carry it over to me
20 or fax it over to me so that I could look at it immediately.
21 And I promise you that as soon as I can rule on it, I'll
22 rule on it and notify you by telephone of the ruling. You
23 know, I probably won't read it to you, but I can tell you I
24 granted your motion. The hearing is canceled. Or I denied
25 the motion and the hearing is still on. Or, we're going to

1 have a hearing on issue 2, but not -- on Issue B, but not A,
2 or something like that. That's possible, too.

3 Of course, if you file your motion, you don't have
4 to wait until the 10th to file it. You can file it tomorrow
5 if you wanted to and the Bureau would still have a couple of
6 weeks, the two weeks to respond.

7 The reason Mr. Zauner and I are hesitating is that
8 we both forgot -- we used to know, we used to work with this
9 stuff all the time, but we don't anymore. Things are kind
10 of slow. And, so, we don't remember a lot of things that we
11 used to take for granted. And so that's why we said, that's
12 why we hesitated in terms of the date of their response, but
13 that would be set forth in the rule.

14 In other words, if you wanted to file, if you
15 could file your motion, let's say before Labor Day, let's
16 say August 30th, then the Bureau would have to file
17 something before September 13th and then you, you know, you
18 would certainly know something very soon after that. So the
19 20-day rule is it can't be filed any closer to the hearing
20 than 20 days, at least without permission. But there is
21 nothing to prevent you from filing it anytime before then.

22 MR. ZAUNER: Let me just add to that that I would
23 urge you to file it earlier so that we can get this matter
24 resolved with the least pressure and before it is necessary
25 to begin preparing exhibits.

1 MR. CAMPBELL: Well, we will certainly attempt to
2 file it as soon as possible.

3 JUDGE STEINBERG: Let me also say that as far as
4 I'm concerned, the October 1st date is pretty firm. If we
5 have to have a hearing, we will go to hearing on October
6 1st. The other dates are flexible. So that if September
7 17th approaches and you're having trouble putting together
8 your exhibits and you need a few extra days or Mr. Zauner
9 needs a few extra days, contact each other and agree on a
10 new set of dates within the October 1st date and I'll
11 probably, you know, 99 percent chance I'll go along with it.
12 But I would like to see if we can keep the October 1st date
13 fairly firm.

14 However, I think in a case like this, I think it
15 would be in everybody's best interest for me to be as
16 flexible as possible. For instance, if you two were trying
17 to work something out and you need a few more days and you
18 need to monkey around with the hearing date, you know, that
19 would be acceptable.

20 Okay. That's just about all that I've got.
21 Anything more than you want to discuss, Mr. Campbell?

22 MR. CAMPBELL: No, Your Honor.

23 JUDGE STEINBERG: Okay. Mr. Zauner?

24 MR. ZAUNER: No, nothing further.

25 Oh, just one other question. Mr. Campbell, you

1 say that you are ready to go on the air now. Is the only
2 thing that you're waiting for is the documents? Is that
3 correct?

4 MR. CAMPBELL: Correct.

5 MR. ZAUNER: And once you get those documents you
6 would, in fact, resume operations?

7 MR. CAMPBELL: Correct.

8 MR. ZAUNER: Okay, thank you.

9 JUDGE STEINBERG: Okay. Well, then I think it is
10 incumbent upon Mr. Zauner and the AM Branch to get those
11 documents.

12 MR. ZAUNER: I'll see what we can do.

13 JUDGE STEINBERG: To the College as quickly as
14 possible. I think that would serve everybody's interests,
15 particularly the people in Idaho.

16 Okay, then having nothing further, what we'll do
17 is we'll go off the record now and we'll be in recess until
18 October 1st. And, hopefully, things will be resolved by
19 then.

20 Let me just say if you need an additional
21 conference, please call my office and then we'll arrange one
22 or call Mr. Zauner and he can call my office and we can
23 arrange one. And in case you need me for anything further,
24 I'm always available.

25 Okay. I want to thank you, Mr. Campbell, very

1 much for participating in the conference by speakerphone. I
2 appreciate it very much. And, hopefully, I'll never see you
3 or speak with you again, but don't take that --

4 MR. CAMPBELL: I hope so, Your Honor.

5 JUDGE STEINBERG: But don't take that the wrong
6 way.

7 MR. CAMPBELL: I understand.

8 JUDGE STEINBERG: And I wish you the best of luck
9 and maybe we can get this thing resolved.

10 MR. CAMPBELL: Thank you very much.

11 JUDGE STEINBERG: Thank you.

12 Off the record.

13 (Whereupon, at 1:59 p.m., the hearing was
14 adjourned.)

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